

**UNITED STATES DISTRICT COURT
FOR THE
SOUTHERN DISTRICT OF CALIFORNIA**

**Petition for Warrant or Summons for Offender Under Supervision
and Transfer of Jurisdiction**

Name of Offender: Octavio Carrasco-Gimez (Spanish)

Dkt No.: 22CR00542-001-BAS

Reg. No.: 05384-506

Name of Sentencing Judicial Officer: The Honorable Cynthia Ann Bashant, U.S. District Judge

Original Offense: 8 U.S.C. § 1326, Removed Alien Found in the United States, a Class C felony.

Date of Sentence: July 11, 2022

Sentence: 18 months' custody; three years' supervised release. (*Special Conditions If deported, excluded, or allowed to voluntarily return to country of origin, not reenter the United States illegally and report to the probation officer within 24 hours of any reentry to the United States; supervision waived upon deportation, exclusion, or voluntary departure.*)

Type of Supervision: Supervised Release

Date Supervision Commenced: May 26, 2023

Asst. U.S. Atty.: Mathew J. Sutton

Defense Counsel: Jory A. Burks, Fed. Defs., Inc.
(Appointed)
619-234-8467

Prior Violation History: None.

PETITIONING THE COURT

TO ISSUE A NO-BAIL BENCH WARRANT AND TRANSFER OF JURISDICTION

October 7, 2024
Page 2

CONDITION(S)

On August 19, 2024, the complaint was filed in the United States District Court, Western District of Texas Dkt. No. 24CR02057-001-LS, charging the offender with 8 U.S.C. §§ 1326(a) and (b)(1), Illegal Re-Entry. The offender plead guilty before Judge Anne T. Berton on October 2, 2024. Further Court hearings have not been scheduled.

PROB 12C(D)

Defendant: Octavio Carrasco-Gimez

October 7, 2024

Docket No.: 22CR00542-001-BAS

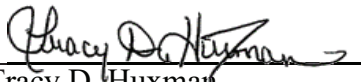
Page 3

U.S. Probation Officer Recommendation: If found in violation, that supervised release be revoked and the offender be sentenced to 14 months' custody with 36 months' of supervised release to follow, consecutive to any sentence he may be serving, pursuant to USSG §7B1.3(f), p.s. (An Expanded Violation Worksheet, 12CW(d), has been attached for the Court's review.)

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: October 7, 2024

Respectfully submitted:
JENNIFER K. WALKER
CHIEF PROBATION OFFICER

by 
Tracy D. Huxman
Supervisory U.S. Probation Officer
(619) 409-5149

EXPANDED VIOLATION WORKSHEET

1. **Defendant:** CARRASCO-Gimez, Octavio

2. **Docket No.** (Year-Sequence-Defendant No.): 22CR00542-001-BAS

3. **List Each Violation and Determine the Applicable Grade** (See USSG § 7B1.1):

<u>Violation(s)</u>	<u>Grade</u>
Deported Alien Found in the U.S.	B
Illegal Entry/Attempted Reentry	C

4. **Most Serious Grade of Violation** (See USSG § 7B1.1(b)) [B]

5. **Criminal History Category** (See USSG § 7B1.4(a)) [III]

6. **Statutory Maximum Term (Custody)** (See 18 U.S.C. § 3583(e)(3))
Upon finding of a violation, the court may modify the conditions of supervision; extend the term if less than the maximum authorized term was previously imposed); or revoke the term of supervised release. If the court revokes supervised release, the maximum term of imprisonment upon revocation is: [24 months]

7. **Range of Imprisonment (Custody)** (See USSG § 7B1.4(a))
A Grade B violation with a Criminal History Category III establishes an imprisonment range of: [8-14 months]

8. **Statutory Maximum Term (Supervised Release)** (See 18 U.S.C. § 3583(b))
If supervised release is revoked and a term of imprisonment is imposed that is less than the maximum term of imprisonment imposable upon revocation, the court can reimpose supervised release upon release from custody. The length of such a term shall not exceed the term of supervised release authorized by statute for the offense that resulted in the original term of supervised release, less any term of imprisonment upon revocation. In this case, the court has the authority to reimpose a term of: [36 months]

9. **Recommendation:** [14 months' custody, consecutive to any other sentence being served.
See USSG § 7B1.3(f)- w/36 months' of supervised release to follow]

October 7, 2024
Page 5

X

Other

AH for LUS